

00-R-1452

(Do Not Write Above This Line)

A RESOLUTION
BY THE PUBLIC SAFETY AND
LEGAL ADMINISTRATION
COMMITTEE

A RESOLUTION AUTHORIZING THE
CITY ATTORNEY TO SETTLE THE
GARNISHMENT MATTER
INVOLVING DANA M. BROWN,
MACARA REED AND TAMMY
JACKSON V. LORENZO L.
CALLAHAN, CIVIL ACTION FILE
NUMBER 99- VS-152050, IN THE
AMOUNT OF \$18,000.00.

ROBERT N. GODFREY

ADOPTED BY

SEP 18 2000

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

COUNCIL

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair C. J. Ward
Referred to _____

Committee P. S. J. A.
Date 9/12/00
Chair C. J. Ward
Action: _____
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

Committee _____
Date _____
Chair _____
Action: _____
Fav, Adv, Hold (see rev. side) _____
Other: _____
Members _____
Refer To _____

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

CERTIFIED
SEP 18 2000

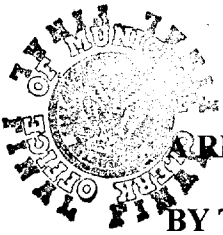
CERTIFIED
SEP 18 2000
Ruth Dugheim Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

SEP 27 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

RESOLUTION

00-*R*-1452

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO SETTLE THE GARNISHMENT MATTER INVOLVING DANA M. BROWN, MACARA REED AND TAMMY JACKSON V. LORENZO L. CALLAHAN , CIVIL ACTION FILE NUMBER 99-VS-152050, IN THE AMOUNT OF \$18,000.00

WHEREAS, Lorenzo L. Callahan is an employee of the City of Atlanta, and is employed as an Area Supervisor in the Department of Public Works, Bureau of Sewer Services; and

WHEREAS, during the course of his employment, Mr. Callahan was involved in a motor vehicle accident on December 5, 1998; and

WHEREAS, as a result of the accident, three individuals filed a lawsuit for property and personal injury damages against Mr. Callahan on April 16, 1999; and

WHEREAS, Mr. Callahan was personally served with the summons and complaint on April 23, 1999, notified the appropriate department representative and believed that the original documents had been forwarded by the Department of Public Works to the Law Department for case assignment to an attorney; and


WHEREAS, the summons and complaint were not forwarded to the Law Department and Mr. Callahan was unaware that no action had been taken to defend his interests; and

WHEREAS, due to these circumstances, no answer was filed to the complaint and the State Court of Fulton County entered a Default Judgment against Mr. Callahan in the amount of \$23,130.00; and

WHEREAS, to satisfy the judgment, by order of the Court, Mr. Callahan's bi-weekly paycheck is being garnished for twenty-five percent (25%) of his salary, and has, to date, resulted in over \$4,500.00 being deducted from his pay; and

WHEREAS, the Department of Public Works, by and through its Commissioner, has resolved to assist Mr. Callahan in any way possible so that his wages are no longer garnished and is willing to pay the garnished amount from its budget; and

WHEREAS, the City Attorney's office has thoroughly investigated the facts and circumstances involved in this matter and has determined that at this late date, that an offer of settlement to the plaintiffs is the only legal course of action that would effectively relieve Mr. Callahan's garnishment; and



WHEREAS, the plaintiffs have agreed to release Mr. Callahan from the garnishment and repay him the amount previously garnished in return for the payment outlined below.

BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that \$18,000.00 be paid by the City of Atlanta to the Clerk of the State Court of Fulton County, for the purpose of fully resolving all claims in the lawsuit styled: Dana M. Brown, Macara Reed and Tammy Jackson v. Lorenzo Lee Callahan, State Court of Fulton County, Georgia, Civil Action No. 99-vs-152050, provided that Plaintiffs accept the settlement offer and execute a release satisfactory to the City Attorney; and

BE IT FURTHER RESOLVED that the City of Atlanta Department of Finance is authorized to issue a check for \$18,000.00 payable to the State Court of Fulton County and issued from account number 2J21/529017/T31001.

A true copy,


Deputy Municipal Clerk

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

September 18, 2000

September 27, 2000

RCS# 2218
9/18/00
2:15 PM

Atlanta City Council

Regular Session

CONSENT

PAGES: 1-19

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty
Y Starnes
Y Bond
Y Winslow

Y Dorsey
NV Woolard
Y Morris
Y Muller

Y Moore
B Martin
Y Maddox
Y Boazman

Y Thomas
Y Emmons
Y Alexander
NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-R-1321
00-R-1322
00-R-1388
00-O-1435

CORRECTED COPY

CONSENT

		09/18/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA		ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1234 2. 00-O-1007 3. 00-O-1015 4. 00-O-1427 5. 00-O-1429 6. 00-O-1432 7. 00-R-1387 8. 00-R-1392 9. 00-R-1395 10. 00-R-1452 11. 00-R-1340 12. 00-R-1323 13. 00-R-1433 14. 00-R-0560 15. 00-R-0561 16. 00-R-1454 17. 00-R-1299 18. 00-R-1308 19. 00-R-1334 20. 00-R-1335 21. 00-R-1338 22. 00-R-1394 23. 00-R-1331 24. 00-R-1330 25. 00-R-1332 26. 00-R-1333 27. 00-R-1337 28. 00-R-1339 29. 00-R-1419 30. 00-R-1426 31. 00-R-1342 32. 00-R-1343 33. 00-R-1344 34. 00-R-1345 35. 00-R-1346 36. 00-R-1347 37. 00-R-1348 38. 00-R-1349 39. 00-R-1350 40. 00-R-1351	41. 00-R-1352 42. 00-R-1353 43. 00-R-1397 44. 00-R-1398 45. 00-R-1399 46. 00-R-1400 47. 00-R-1401 48. 00-R-1402 49. 00-R-1403 50. 00-R-1404	51. 00-R-1357 52. 00-R-1358 53. 00-R-1359 54. 00-R-1360 55. 00-R-1362 56. 00-R-1363 57. 00-R-1364 58. 00-R-1365 59. 00-R-1366 60. 00-R-1367 61. 00-R-1368 62. 00-R-1369 63. 00-R-1370 64. 00-R-1371 65. 00-R-1372 66. 00-R-1373 67. 00-R-1374 68. 00-R-1375 69. 00-R-1376 70. 00-R-1377 71. 00-R-1378 72. 00-R-1379 73. 00-R-1380 74. 00-R-1381 75. 00-R-1382 76. 00-R-1383 77. 00-R-1384 78. 00-R-1385 79. 00-R-1386 80. 00-R-1405 81. 00-R-1406 82. 00-R-1407 83. 00-R-1408 84. 00-R-1409 85. 00-R-1410 86. 00-R-1411 87. 00-R-1412 88. 00-R-1413